

LAW OFFICES
WEBSTER, CHAMBERLAIN & BEAN

1747 PENNSYLVANIA AVENUE, N.W.

WASHINGTON, D.C. 20006

(202) 785-9500

FAX: (202) 835-0243

ARTHUR L. HEROLD
ALAN P. DYE
EDWARD D. COLEMAN
KENT MASTERSON BROWN
BURKETT VAN KIRK
FRANK M. NORTHAM
JOHN W. HAZARD, JR.
CHARLES M. WATKINS
HUGH K. WEBSTER
DAVID P. GOCH
BRENNLEY LOCKE ELIAS
DAVID L. FINCH*

GEORGE D. WEBSTER (1921-1996)
OF COUNSEL
J. COLEMAN BEAN
CHARLES E. CHAMBERLAIN

June 23, 1997

F. Andrew Turley, Esq.
Supervisory Attorney
Central Enforcement Docket
Federal Election Commission
999 E Street, N.W.
Washington, D.C. 20463

Re: MUR 4634
The Madison Project Incorporated Fund

Dear Mr. Turley:

As indicated by the enclosed designation of counsel, our firm has been retained to represent The Madison Project Incorporated Fund and David E. Pearson, its Treasurer ("MPIF"), in connection with MUR 4634. The complaint underlying MUR 4634 alleges, inter alia, that John H. and Ruth Stauffer made contributions to MPIF which were "earmarked" as contributions to be directed to the 1996 Brownback for Senate Campaign. The contributions received by MPIF from the Stauffers were not "earmarked" or otherwise directed (by the Stauffers) to the 1996 Brownback for Senate Campaign and, therefore, MUR 4634 should be dismissed in regard to MPIF.

MPIF is a multicandidate political committee which was active in supporting federal candidates during 1996. On or about July 20 1996, MPIF received an unsolicited contribution of \$2,500 from John H. Stauffer and an unsolicited contribution of \$2,500 from Mrs. John H. Stauffer. Mr. and Mrs. Stauffer had not previously made contributions to MPIF, were unknown to MPIF, and had no contact with MPIF prior to the date of their contributions. The contribution checks received by MPIF from the Stauffers were not accompanied by any correspondence and in no way did the Stauffers instruct, earmark, indicate directly or indirectly, or imply that their contributions to MPIF should be used for the Brownback for Senate Campaign. MPIF made no effort to solicit the Stauffer's input on how MPIF would utilize the contributions.

As part of its normal activities in support of federal candidates during 1996, MPIF did make a \$5,000 contribution to the Brownback for Senate Campaign. At the time of that contribution (as

JUN 24 3 04 PM '97
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL

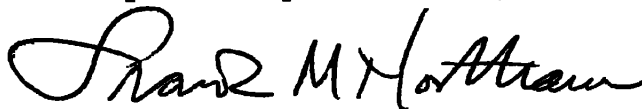
28044201532

F. Andrew Turley, Esq.
June 23, 1997
Page 2

well as at the time the contributions from the Stauffer's were received), no one at MPIF had any knowledge that the Stauffers were related to Sam Brownback. The contribution from MPIF to the Brownback for Senate Campaign was solely based on the decision of MPIF to support that campaign and was not influenced in any way by Mr. or Mrs. Stauffer.

The complaint in MUR 4634 is directed at alleged violations of the federal election laws by the Stauffers and the Brownback for Senate Campaign. To the extent if any, that the Commission deems the complaint as being directed against MPIF, the foregoing presentation concerning the handling by MPIF of the contributions from the Stauffers demonstrates that MPIF fully complied with the federal election laws. As a result, the Commission should vote that there is no reason to believe that MPIF violated the federal election laws and should dismiss MUR 464 as it pertains to MPIF.

Respectfully submitted,



Frank M. Northam

FMN/ctb

cc: David E. Pearson
Doug Domenech

28044201533